Panaji, 14th October, 1999 (Asvina 22, 1921)

SERIES I No. 29



NOTE:—There is one Extraordinary issue to the Official Gazette Series I No. 28 dated 7-10-99, namely Extraordinary dated 7-10-99 from pages 431 to 432 regarding Notification from Department of Law & Judiciary (Legal Affairs Division).

GOVERNMENT OF GOA

Department of Inland Waterways

Captain of Ports

Notification

B-11014/Suy/Part/2043

In exercise of the powers conferred by section 19 of the Inland Vessels Act, 1917 (Central Act I of 1917), the Government of Goa hereby makes the following rules so as to further amend the Inland Steam Vessels (Construction and Survey) Rules, 1965, namely:—

- 1. Short title and commencement.— (1) These rules may be called the Inland Vessels (Construction and Survey) (Amendment) Rules, 1999.
 - (2) They shall come into force at once.
- 2. Amendment of Appendix 4.— In Appendix 4 appended to the Inland Steam Vessels (Construction and Survey) Rules, 1965, for Survey form No. 6 and Survey form No. 10, the following Forms shall be respectively substituted namely:—

"SURVEY FORM No. 6

Emblem of Goa State

Surveyor's Declaration under section 7, of the Inland Vessels Act, 1917 (Central Act I of 1917)

No.

Name of Inland Motor Vessel	Port of Registry & Official	Where and when built and material	Tonnage	of vessel	Extreme length and length	Breadth	Depth	
	Number		G.R.T.	N.R.T.	(in metres)	(in metres)	(in metres)	·
							200 1000 200	

Description of Engines:

No. of No. of Shafts		Year of Build and Makers	Rotar Engine	nes		N.H.		imated peed ·	
	4.1		No. of cylinders	of cyline					
		1							
	and where amined in	Condition of hull	No. o Engine	f crew Deck		DWT arrying		n Carrying Ca Inland Vessel	pacity
dry			Room	Crew		apacity		Cargo	Passengers
							Fair Season		
	٠,	_		an to Boat			Foul Season		
Name and of the Ow Occupation	ners &				Name of Grade	Engineer/Eng	gine Driver		
Certificate Date of is issued by	sue				Certification Date of issued b	ssue			
Name of S Grade Certificate Date of is issued by	e No.				Name of Grade Certifica Date of i	issue			•
Limits (if is not fit		d which the vessel	•				year, for whice		gines
	e se e e e e e e e e e e e e e e e e e	en de la companya de				Maria Personan			

Boats, Lifebuoys, Fire-Fighting Equipment and General Equipments required on board:

Boat(s), its	No. of No. of		F	ire - Extinguis	hers	Size and	No. of	Length and	
size & cubic capacity	buoyant apparatus	Lifebouys and Lifejackets	Foam type	Soda acid	DCP	length of fire hose	Anchors and type	size of anchor cable chain	
General				•					
Equipment									
					* 	; ; 			

Declaration to be mo	ade by the Si	ırveyor					•••••	day or	or the			
I hereby declare:—	1:				year.	•••••		C	e full and defending			
(1) That on						Surveyor of Inland Motor Vessel as appointed by the Government of Goa.						
(2) That the hu				in good	Notice: In accordance with section 8 of the Inland Vessels A 1917. Owners or Masters of Inland Motor Vessels required to send Surveyors Declarations to							
(3) That the hull, my judgement be suff	-				• • • • •	Capt Morr	ain of Ports, nugao within	Panaji or Dy. 14 days of the	Captain of Ports, e receipt there of,			
(4) That the ves quantity of cargo as overleaf.							eyor and the d	, •	eclaration from the sions to the Officer			
(5) That the boa compasses, safety v such condition as	alves and fir	e equipme	nts are su	ch and in	·······			of	•••••			
Vessels Act, 1917.	*	•						Signature of	Owner or Master			
(6) That the vesse ment is in my Judger	-				Capt	ain of Por	ts, this		aptain of Ports/Dy.			
(7) That the cer Engine Driver and th the rules made under	e number of	crew are suc	h as are re		•	e year			Owner or Master			
Emblem of Goa State Plying limits Particulars of Inland M			ler the Inla	tificat nd Vessels in the Inla	nd Waters	surve by the Go of Goa as	vernment of Go	a	iu Inland Vessels			
	dotoi vessei.	0.00		<u> </u>								
Name of Vessel			l No. and Registry			nere and en built		Name and Addi the Builder	and the second s			
							i ika					
Extreme Length Length (in metres)	Breadth (in metres)	Depth (in metres)			G.R.T.	N.R.T.	Free Board	Loaded Draft	D.W.T. Carrying capacity (in tonnes			
No. of engines and how propelled	Make of Engines and year of built	B.H.P.	N.H.P.	Speed	Total No. of crew	PAS FAI	SSENGERS R FOUL		I			
			* 4- 1			e de trois						

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SERIES I No. 29

Boats, Lifebuoys and Fire Equipment required to be carried by the vessel:

2. :5			<u> </u>				New Year of the Control of the Contr			
No. of Boats size & cubic	No. of		No. of Lifebuoys and			extinguish	ers	No. of Anchors	Len	gth size
capacity	Buoyant Apparatus	Lile	Lifejackets		Foam Type	Soda Acid	D.C.P.	with their weight	Anchor cable	Hose
		LB	LR				•			1 1 1 1
		***************************************		_		ą.	<i>\$</i> 6 € .		E Strain 1980	
				ľ	į					President
						ta, e e zego	graphic ter	a graph North	Later Charles	4.
al and the sign			10.20		2.	.:		La the	to the King Carlo	other Man
NOTER ELLEVISION DE L'ARTE				th ta			r ir ska		j two a di	
Name of Serang Grade Certificate No. Date of issue					Na Gr Ce Da					4.5 (1.5 ± 4.5)
issued by			. 143		iss	ued by				
Name of Owner or Agent	r, Managing Own	er .	I	nsuranc	e Validity		경우 전 경인 (1 12 - 12 - 12 - 12 - 12 - 12 - 12 - 12	or revo	previously can bked, this certif xpire on	
				Second Quarter	Third Quarte		7 1 4 1		#** * *	er y Tydy a reg w yaard
			Na Ca		· 0/3:	av Bar	Liferen 1		•	
		21 m * 1			5 y y			ring a second		
			1		i .	. 1 .				

This is to certify that the provisions of the Inland Vessels Act, 1917 in respect of the Survey of the above mentioned vessel and transmission of the Surveyor's Declaration in respect thereof have been complied with and the Name and Official Number as alloted has been marked on her bow, in testimony of which I hereby issue this Certificate of Survey to the vessels.

Signed by Order of the Government of Goa,

This	day	of	C	of the year		
	•		• •	. : •	•	
		Surv	eyor Capi	ain of P	orts	
at i marije, e jest i	green and a second and the second				Sand - or Bris.	

If the vessel is then out of a place of survey, she must be surveyed and have a new certificate before she first begins to ply after her next subsequent return to a place of survey.

Either this certificate or the duplicate thereof, furnished by the Captain of Ports, Panaji, is to be put up in a conspicuous part of the vessel, where it will be visible to all persons on board the same.

If the number of workmen carried exceeds the number stated in this certificate, the Master and Owner shall, for every workman over and above that number, be each liable to a fine which may extend to ten rupees.

In case of any accident occasioning of life, or any material damage affecting the seaworthiness or efficiency of the vessel, either in the hull or any part of the machinery or equipment a report by letter, signed by the Owner or the Master, is to be forwarded to the Captain of Ports, within 24 hours after the happening of the accident, or as soon thereafter as possible."

By order and in the name of the Governor of Goa.

Capt. A. P. Mascarenhas, Captain of Ports and Ex-Officio Joint Secretary.

Panaji, 22nd July, 1999.

Department of Law & Judiciary

Legal Affairs Division

Notification

10-4-99/LA-VIX

The Salary, Allowances and Pension of Members of Parliament (Amendment) Act, 1999 (Central Act 16 of 1999), which has been passed by the Parliament and assented to by the President of India on 22nd March, 1999 and published in the Gazette of India, Extraordinary, Part II, Section I, dated 22nd March, 1999, is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 11th August, 1999.

THE SALARY, ALLOWANCES AND PENSION OF MEMBERS OF PARLIAMENT (AMENDMENT) ACT, 1999

AN

ACT

further to amend the Salary, Allowances and Pension of Members of Parliament Act, 1954.

Be it enacted by Parliament in the Fiftieth Year of the Republic of India as follows:—

- 1. Short title and commencement.—(1) This Act may be called the Salary, Allowances and Pension of Members of Parliament (Amendment) Act, 1999.
- (2) Save as otherwise provided in this Act, it shall come into force at once.
- 2. Amendment of section 5.— In the Salary, Allowances and Pension of Members of Parliament Act, 1954 (hereinafter referred to as the principal 30 of 1954. Act), in section 5,—
 - (i) in sub-section (2), for the words "either alone or along with companion or spouse,", the words "either alone or along with spouse or any number of companions or relatives," shall be substituted;
 - (ii) in Explanation III, for the words "the companion or the spouse shall be added in computing the limit of twenty-eight journeys specified in the proviso to that sub-section", the words "spouse, companions or relatives shall be added in computing the limit of thirty-two journeys specified in the proviso to that sub-section" shall be substituted.

- 3. Amendment of section 6.— In section 6 of the principal Act, in sub-sections (1), (3) and (4), for the words "air-conditioned two-tier", wherever they occur, the words "first class air-conditioned or executive class of any train" shall be substituted.
- 4. Substitution of new section for section 6B.— For section 6B of the principal Act, the following section shall be substituted, namely:—
 - "6B. Travel facilities to members.— Without prejudice to the other provisions of this Act, every member shall be entitled to—
 - (i) one free air-conditioned two-tier class railway pass for one person to accompany the member when he travels by rail; and
 - (ii) free travel by any railway in India in first class air-conditioned or executive class in any train with the spouse, if any, of the member from any place in India to any other place in India and if such journey or part thereof is performed by air, from any place other than usual place of residence of the member, to Delhi and back, to an amount equal to the fare by air for such journey or part thereof or the amount equal to the journey performed by air from the usual place of the residence of the member to Delhi and back, whichever is less."
- 5. Amendment of section 8A.— In section 8A of the principal Act, in sub-section (1),—
 - (a) in the second and third provisos, for the words "one thousand and four hundred rupees per mensem", the words "two thousand and five hundred rupees per mensem" shall respectively be deemed to have been substituted with effect from the 20th day of August, 1998;
 - (b) after Explanation 2, the following Explanation shall be deemed to have been inserted with effect from the 9th day of September, 1976, namely:—
 - "Explanation 3.— Where in any General Election held for the purpose of constituting a new House of the People, poll could not be taken in any Parliamentary constituency or any part thereof on the date originally fixed under clause (d) of section 30 of the Representation of the People Act, 1951 on account of such constituency or any part thereof being affected by terrorism, insurgency or public order problem, the member elected to such House from such constituency shall be deemed, for the purposes of this sub-section, to have served as member for such House from the date of publication, under section 73 of the said Act, of the notification relating to such House and he shall be entitled to receive pension at the rate admissible under the law for the time being in force on and from the date on which the dissolution of such House took place.".
- 6. Insertion of new section 8AA.— After section 8A of the principal Act, the following section shall be deemed to have been inserted with effect from the 18th day of January, 1999, namely:—

43 of 1951. "8AA. Travel facility to ex-members.—With effect from the 18th day of January, 1999, every person who is not a sitting member but has served for any period as a member of either House of Parliament shall be entitled along with a companion to travel in any train by any railway in India in air-conditioned two-tier class without payment of any charges on the basis of an authorisation issued for this purpose by the Secretariat of either House of Parliament, as the case may be."

- 7. Repeal and saving.—(1) The Salary, Allowances and Pension of Members of Parliament (Amendment)
 Ord. 6 of Ordinance, 1999 is hereby repealed.

 Ord. 6 of 1999.
- (2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the principal Act as amended by this Act.

Notification

10-4-99/LA-XX

The Urban Land (Ceiling and Regulation) Repeal Act, 1999 (Central Act 15 of 1999), which has been passed by the Parliament and assented to by the President of India on 22nd March, 1999 and published in the Gazette of India, Extraordinary, Part II, Section I, dated 22nd March, 1999, is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 11th August, 1999.

THE URBAN LAND (CEILING AND REGULATION)
REPEAL ACT, 1999

ΑŃ

ACT

to repeal the Urban Land (Ceiling and Regulation) Act, 1976.

Be it enacted by Parliament in the Fiftieth Year of the Republic of India as follows:—

- 1. Short title, application and commencement.— (1) This Act may be called the Urban Land (Ceiling and Regulation) Repeal Act, 1999.
- (2) It applies in the first instance to the whole of the States of Haryana and Punjab and to all the Union territories; and it shall apply to such other State which adopts this Act by resolution passed in that behalf under clause (2) of article 252 of the Constitution.

- (3) It shall be deemed to have come into force in the States of Haryana and Punjab and in all the Union territories on the 11th day of January, 1999 and in any other State which adopts this Act under clause (2) of article 252 of the Constitution on the date of such adoption; and the reference to repeal of the Urban Land (Ceiling and Regulation) Act, 1976 shall, in relation to any State or Union territory, mean the date on which this Act comes into force in such State or Union territory.
- 2. Repeal of Act 33 of 1976.— The Urban Land (Ceiling and Regulation) Act, 1976 (hereinafter referred to as the principal Act) is hereby repealed.
- 3. Savings.— (1) The repeal of the principal Act shall not affect—
 - (a) the vesting of any vacant land under sub-section (3) of section 10, possession of which has been taken over by the State Government or any person duly authorised by the State Government in this behalf or by the competent authority;
 - (b) the validity of any order granting exemption under sub-section (1) of section 20 or any action taken thereunder, notwithstanding any judgment of any court to the contrary;
 - (c) any payment made to the State Government as a condition for granting exemption under sub-section (1) of section 20.

(2) Where—

- (a) any land is deemed to have vested in the State Government under sub-section (3) of section 10 of the principal Act but possession of which has not been taken over by the State Government or any person duly authorised by the State Government in this behalf or by the competent authority; and
- (b) any amount has been paid by the State Government with respect to such land,

then, such land shall not be restored unless the amount paid, if any, has been refunded to the State Government.

4. Abatement of legal proceedings.— All proceedings relating to any order made or purported to be made under the principal Act pending immediately before the commencement of this Act, before any court, tribunal or other authority shall abate:

Provided that this section shall not apply to the proceedings relating to sections 11,12,13 and 14 of the principal Act in so far as such proceedings are relatable to the land, possession of which has been taken over by the State Government or any person duly authorised by the State Government in this behalf or by the competent authority.

- ⁴5. Repeal and saving.— (1) The Urban Land Ord. 5 of (Ceiling and Regulation) Repeal Ordinance, 1999 is hereby repealed.
- (2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act.

Notification

10-4-99/LA-XXIII

The Finance (No. 2) Amendment Act, 1999 (Central Act 12 of 1999) which has been passed by the Parliament and assented to by the President of India on 18th March, 1999 and published in the Gazette of India, Extraordinary, Part II, Section I dated 19th March, 1999 is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (Law).

Panaji, 11th August, 1999.

THE FINANCE (No. 2) AMENDMENT ACT, 1999

AN

ACT

to amend the Finance (No. 2) Act, 1998.

Be it enacted by Parliament in the Fiftieth Year of the Republic of India as follows:—

1. Short title and commencement.— (1) This Act may be called the Finance (No. 2) Amendment Act, 1999.

It shall be deemed to have come into force on the 31st day of December, 1998.

- 2. Amendment of section 88.— In the Finance (No. 2) Act, 1998 (hereinafter referred to as the principal Act), in section 88, in the opening paragraph, for the words, figures and letters "before the 31st day of December, 1998", the 21 of 1998, words, figures and letters "before the 31st day of January, 1999" shall be substituted.
- 3. Amendment of section 90.— In section 90 of the principal Act, in sub-section (1), after the second proviso, the following proviso shall be inserted, namely:—

'Provided' also that in a case where the declaration is made on or after the 1st day of January, 1999, the provisions of this sub-section shall have effect as if for the words "within sixty days", the words "within thirty days" had been substituted.'

- 4. Repeal and saving.— (1) The Finance (No. 2) Ord. 20 of Amendment Ordinance, 1998 is hereby repealed.
- (2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the said Ordinance, shall be deemed to have been done or taken under the corresponding provisions of the principal Act, as amended by this Act.

Department of Panchayat Raj and Community Development

Directorate of Panchayats

Notification

31/DP/PAN/FDP/99

The following draft rules which are proposed to be made under clauses (b) and (g) of sub-section (I) of section 151 read with sub-section (I) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), are hereby pre-published as required by sub-section (I) of section 240 of the said Act, for information of the persons likely to be affected thereby and notice is hereby given that the said draft rules will be taken into consideration by the Government on the expiry of ten days from the date of publication of this Notification in the Official Gazette.

All objections and suggestions to the draft rules may be forwarded to the Director of Panchayats and Ex-Officio Joint Secretary, Government of Goa, Junta House, 3rd Floor, 3rd Lift, Panaji-Goa, before the expiry of ten days from the date of publication of this Notification in the Official Gazette.

DRAFT RULES

In exercise of the powers conferred by clauses (b) and (g) of sub-section (I) of section 151, read with sub-section (I) of section 240 of the Goa Panchayat Raj Act, 1994 (Goa Act No. 14 of 1994), the Government of Goa hereby makes the following rules, namely:—

- 1. Short title and commencement.— (1) These rules may be called the Goa Zilla Panchayat (Other functions, powers and duties of the Chief Executive Officer and other Officers) Rules, 1999.
 - (2) They shall come into force at once.
- 2. *Definitions*.— In these rules, unless the context otherwise requires,—
 - (a) 'Act' means the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994);
 - (b) 'Government' means the Government of Goa;

- (c) words and expressions used in these rules but are not defined, shall have the same meaning as assigned to them in the Act.
- 3. Other powers and functions of the Chief Executive Officer of the Zilla Panchayat.— In addition to the functions, powers and duties of the Chief Executive Officer, provided under section 151 of the Act, the Chief Executive Officer shall,—
 - (i) as regards confidential reports, be the reporting authority in respect of Group 'A' and 'B' Officers and reviewing authority in respect of Group 'C' and 'D' employees of the Zilla Panchayat;
 - (ii) subject to the orders issued by the Government from time to time, exercise all the powers of the Head of Department, specified in the Goa Delegation of Financial Powers Rules, 1997, to the extent of their applicability to the Zilla Panchayat, in addition to any specific or special powers which may be delegated to him by the Government, under the Act;
 - (iii) exercise the powers of an appointing authority with regard to Group 'C' and 'D' posts of the Zilla Panchayat; and
 - (iv) exercise the powers of a disciplinary authority with regard to Group 'C' and 'D' employees of the Zilla Panchayat, and also be competent to impose any of the penalties

- specified under the Central Civil Services (Classification, Control and Appeal) Rules, 1965, and the Central Civil Services (Conduct) Rules, 1964, to the extent of their application to the employees and service conduct thereof as adopted by the Government.
- 4. The Chief Executive Officer may, with the approval of the Zilla Panchayat, delegate his administrative and financial powers to his sub-ordinate officers.
- 5. Duties of the Chief Accounts Officer.— The Chief Accounts Officer shall be subordinate to the Chief Executive Officer and shall discharge his duties in accordance with the directions of the Chief Executive Officer from time to time within the framework of the Account Code of Zilla Panchayat.
- 6. Duties of other Officers.— All the Officers and servants working in or under the Zilla Panchayat shall be subordinate to the Chief Executive Officer and they shall discharge their duties entrusted to them by the Chief Executive Officer from time to time.

By order and in the name of the Governor of Goa.

G. G. Kambli, Ex-Officio Joint Secretary and Director of Panchayats.

Panaji, 16th September, 1999.